

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x
DENNIS L. MONTGOMERY, : No. 1:15-mc-00363-P1
Plaintiff, : ECF Case
v. :
SIMON & SCHUSTER, : **SUPPLEMENTAL
DECLARATION OF
KEVIN H. MARINO**
and :
PRISCILLA PAINTON, :
and :
TINA BENNETT, :
Defendants. :
----- x

KEVIN H. MARINO, of full age, hereby declares, pursuant to 28 U.S.C. § 1746, as follows:

1. I am an attorney-at-law of the State of New Jersey and a member of the law firm Marino, Tortorella & Boyle, P.C., attorneys for Non-Party Tina Bennett (“Bennett”) in this matter. I am fully familiar with the facts of this case and submit this Supplemental Declaration, which attaches copies of my email communications with Larry Klayman from November 5 through November 7, 2015, in further support of Bennett’s opposition to the motion of Plaintiff, Dennis L. Montgomery (“Montgomery”), to compel her to comply with a subpoena to take her deposition via videoconference (the “Subpoena”), and in support of her cross-motion to quash or modify the Subpoena.

2. Attached as Exhibit A is a true and correct copy of an email dated November 5, 2015, from Kevin Marino to Larry Klayman.

3. Attached as Exhibit B is a true and correct copy of an email dated November 5, 2015, from Dina James to Kevin Marino and Larry Klayman, attaching an Affidavit of Process Server.

4. Attached as Exhibit C is a true and correct copy of an email dated November 5, 2015, from Kevin Marino to Larry Klayman.

5. Attached as Exhibit D is a true and correct copy of an email dated November 5, 2015, from Larry Klayman to Kevin Marino.

6. Attached as Exhibit E is a true and correct copy of an email dated November 6, 2015, from Larry Klayman to Andrew Nieh, copying Kevin Marino, Dina James and others.

7. Attached as Exhibit F is a true and correct copy of an email dated November 6, 2015, from Kevin Marino to Larry Klayman and Andrew Nieh.

8. Attached as Exhibit G is a true and correct copy of an email dated November 6, 2015, from Larry Klayman to Kevin Marino.

9. Attached as Exhibit H is a true and correct copy of an email dated November 7, 2015, from Kevin Marino to Larry Klayman and Andrew Nieh.

10. Attached as Exhibit I is a true and correct copy of an email dated November 7, 2015, from Larry Klayman to Kevin Marino.

11. Attached as Exhibit J is a true and correct copy of an email dated November 7, 2015, from Kevin Marino to Larry Klayman.

12. Attached as Exhibit K is a true and correct copy of an email dated November 7, 2015, from Larry Klayman to Kevin Marino.

13. Attached as Exhibit L is a true and correct copy of an email dated November 7, 2015, from Kevin Marino to Larry Klayman.

14. Attached as Exhibit M is a true and correct copy of an email dated November 7, 2015, from Larry Klayman to Kevin Marino.

I certify under penalty of perjury, pursuant to 28 U.S.C. § 1746(2), that the foregoing is true and correct.

Dated: November 30, 2015

/s/ Kevin H. Marino
Kevin H. Marino
MARINO, TORTORELLA & BOYLE, P.C.
437 Southern Boulevard
Chatham, New Jersey 07928-1488
(973) 824-9300
Attorneys for Non-Party Tina Bennett

EXHIBIT A

Kevin Marino

From: Kevin Marino
Sent: Thursday, November 05, 2015 5:12 PM
To: 'leklayman@gmail.com'
Subject: Montgomery v. Risen

Dear Mr. Klayman,

I represent Tina Bennett with respect to the subpoena you caused to issue for her deposition in the captioned matter. I left a voicemail for you a moment ago, asking that you call. Please reach me at my office number below or on my cell, 973-715-5315.

Thanks,

Kevin H. Marino, Esq.
Marino, Tortorella & Boyle, P.C.
437 Southern Boulevard
Chatham, NJ 07928-1488
Phone: 973-824-9300
Fax: 973-824-8425

EXHIBIT B

Kevin Marino

From: Dina James <daj142182@gmail.com>
Sent: Thursday, November 05, 2015 5:32 PM
To: Kevin Marino; Larry Klayman
Subject: Montgomery v. Risen
Attachments: Tina Bennett Proof of Service .pdf

Mr. Marino:

Attached is the affidavit of the process server who served Ms. Bennett.

As discussed, what we seek are documents and testimony concerning the reasons why Simon & Schuster did not and/or refused to publish the Book by James Risen, Pay Any Price.

Please contact Mr. Klayman at (310) 595-0800 or myself at (310) 770-9712 with any questions.

Thank you.

Dina James
on behalf of Larry Klayman

Affidavit of Process Server

UNITED STATES DISTRICT COURT for the Southern District of Florida
 (NAME OF COURT)

MONTGOMERY	vs RISEN, et al	15-cv-20782
PLAINTIFF/PETITIONER	DEFENDANT/RESPONDENT	CASE NUMBER

I RAYMOND HOLLINGSWORTH, being first duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service.

Service: I served TINA BENNETT
 NAME OF PERSON / ENTITY BEING SERVED

with (list documents) SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

by leaving with <u>SVETLANA KATZ</u>	ADMINISTRATIVE ASSISTANT TO DEFENDANT	At
NAME	RELATIONSHIP	
<input type="checkbox"/> Residence	ADDRESS	CITY / STATE
<input checked="" type="checkbox"/> Business	<u>WILLIAM MORRIS ENDEAVOR, 11 MADISON AVENUE</u>	<u>NEW YORK, NY 10019</u>
	ADDRESS	CITY / STATE

On OCTOBER 20, 2015 AT 1:13 PM
 DATE TIME

Inquired if subject was a member of the U.S. Military and was informed they are not.

Thereafter copies of the documents were mailed by prepaid, first class mail on OCTOBER 21, 2015
 DATE

from <u>NEW YORK</u>	NY	<u>10001</u>
CITY	STATE	ZIP

Manner of Service:

- Personal:** By personally delivering copies to the person being served.
- Substituted at Residence:** By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of _____ and explaining the general nature of the papers.
- Substituted at Business:** By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.
- Posting:** By posting copies in a conspicuous manner to the front door of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

- Unknown at Address
- Moved, Left no Forwarding
- Service Cancelled by Litigant
- Unable to Serve in Timely Fashion
- Address Does Not Exist
- Other

Service Attempts: Service was attempted on: (1) (2)
 DATE TIME DATE TIME

(3) (4) (5)
 DATE TIME DATE TIME DATE TIME

Description: Age 30s Sex F Race WHT Height 5'7" Weight 140s Hair BRN Beard NO Glasses YES


 SIGNATURE OF PROCESS SERVER

SUBSCRIBED AND SWORN to before me this 22nd day of OCTOBER, 2015, by RAYMOND HOLLINGSWORTH,
 Proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



ARLETTE SIMMONS
 Notary Public State of New York
 No. 01515162427
 Qualified in New York County
 My Commission Expires November 05, 2015

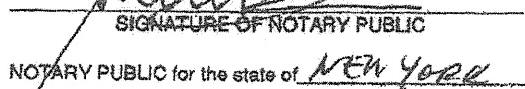

 SIGNATURE OF NOTARY PUBLIC
 NOTARY PUBLIC for the state of NEW YORK

EXHIBIT C

Kevin Marino

From: Kevin Marino
Sent: Thursday, November 05, 2015 5:38 PM
To: 'Larry Klayman'
Cc: 'Dina James'
Subject: RE: Montgomery v. Risen

Larry,

Nice chatting with you. As we discussed, please confirm that this email request for Ms. Bennett's documents and testimony concerning the reasons why Simon & Schuster did not and/or refused to publish the Book by James Risen, Pay Any Price supersedes your 23-item document request (Attachment A), which has been withdrawn.

I will confer with Ms. Bennett regarding your request for her consent to proceeding by videoconference. In the meantime, can you tell me if there is a reason why you have noticed her deposition for 1345 Avenue of the Americas? It would be much more convenient to do the deposition at my office in Chatham, New Jersey. Please advise.

Thanks,

Kevin

From: Dina James [mailto:daj142182@gmail.com]
Sent: Thursday, November 05, 2015 5:32 PM
To: Kevin Marino <kmarino@khmarino.com>; Larry Klayman <leklayman@gmail.com>
Subject: Montgomery v. Risen

Mr. Marino:

Attached is the affidavit of the process server who served Ms. Bennett.

As discussed, what we seek are documents and testimony concerning the reasons why Simon & Schuster did not and/or refused to publish the Book by James Risen, Pay Any Price.

Please contact Mr. Klayman at (310) 595-0800 or myself at (310) 770-9712 with any questions.

Thank you.

Dina James

on behalf of Larry Klayman

EXHIBIT D

Kevin Marino

From: Larry Klayman <leklayman@gmail.com>
Sent: Thursday, November 05, 2015 5:50 PM
To: Kevin Marino
Cc: Dina James
Subject: Re: Montgomery v. Risen

Yes, we can limit the production in this way, with full reservation of all rights.

The deposition was noticed there because that is where the court reporter is located.

Best,

LK

On Thu, Nov 5, 2015 at 2:38 PM, Kevin Marino <kmarino@khmarino.com<mailto:kmarino@khmarino.com>> wrote:

Larry,

Nice chatting with you. As we discussed, please confirm that this email request for Ms. Bennett's documents and testimony concerning the reasons why Simon & Schuster did not and/or refused to publish the Book by James Risen, Pay Any Price supersedes your 23-item document request (Attachment A), which has been withdrawn.

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Thanks,

Kevin

From: Dina James [mailto:daj142182@gmail.com <mailto:daj142182@gmail.com>]
Sent: Thursday, November 05, 2015 5:32 PM
To: Kevin Marino <kmarino@khmarino.com<mailto:kmarino@khmarino.com>>; Larry Klayman <leklayman@gmail.com<mailto:leklayman@gmail.com>>
Subject: Montgomery v. Risen

Mr. Marino:

Attached is the affidavit of the process server who served Ms. Bennett.

As discussed, what we seek are documents and testimony concerning the reasons why Simon & Schuster did not and/or refused to publish the Book by James Risen, Pay Any Price.

Please contact Mr. Klayman at (310) 595-0800 <tel:%28310%29%20595-0800> or myself at (310) 770-9712 <tel:%28310%29%20770-9712> with any questions.

Thank you.

Dina James

on behalf of Larry Klayman

The information contained in this E-mail communication is transmitted by an attorney. It is privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the

intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this E-mail communication is strictly prohibited. If this E-mail communication has been received in error, please immediately return the message by E-mail to pgomes@khmarino.com <mailto:pgomes@khmarino.com> . Thank you.

EXHIBIT E

Kevin Marino

From: Larry Klayman <leklayman@gmail.com>
Sent: Friday, November 06, 2015 2:33 PM
To: andrew.nieh@cbs.com
Cc: Handman, Laura; Brian.Toth@hklaw.com; Ratner, Micah; <Sandy.Bohrer@hklaw.com>; Kevin Marino; Dina James
Subject: Simon and Shuster and Painton Depositions and Tina Bennett

Your last correspondence of today is not in good faith.

While the depositions of your clients cannot proceed Monday, November 9, 2015 due to your obstructionist tactics, we will be moving the Southern District on an expedited basis to enforce the subpoenas, including the one for Tina Bennett which call for document production and testimony on the following day, November 10, 2015. Once filed, we will provide the pleadings to you and the other counsel of record.

In the meantime, all counsel should let me know if they consent to our motion to compel video-conference depositions so we can represent this to the federal court. Please let me know in the next few hours, as we are hoping to file today.

Govern yourself accordingly.

Larry Klayman

EXHIBIT F

Kevin Marino

From: Kevin Marino
Sent: Friday, November 06, 2015 6:28 PM
To: 'Larry Klayman'; 'andrew.nieh@cbs.com'
Cc: 'Handman, Laura'; 'Brian.Toth@hklaw.com'; 'Ratner, Micah'; 'Sandy.Bohrer@hklaw.com'; 'Dina James'
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

Larry,

I am sorry but we cannot consent to produce Ms. Bennett for a videoconference deposition on Tuesday. While we are attempting to gather the documents you have agreed to accept in lieu of the 23 items requested in Attachment A to your subpoena—that is, documents “concerning the reasons why Simon & Schuster did not and/or refused to publish . . . Pay Any Price”—I cannot imagine you will be able to identify and forward to me the exhibits you plan to use in examining Ms. Bennett on Tuesday. In all events, Ms. Bennett’s deposition should await resolution of your motion to enforce the subpoena. Kindly copy me on that motion when it is filed.

Thanks,

Kevin

From: Larry Klayman [mailto:leklayman@gmail.com]
Sent: Friday, November 06, 2015 2:33 PM
To: andrew.nieh@cbs.com
Cc: Handman, Laura <laurahandman@dwt.com>; Brian.Toth@hklaw.com; Ratner, Micah <MicahRatner@dwt.com>; <Sandy.Bohrer@hklaw.com> <Sandy.Bohrer@hklaw.com>; Kevin Marino <kmarino@khmarino.com>; Dina James <daj142182@gmail.com>
Subject: Simon and Shuster and Painton Depositions and Tina Bennett

Your last correspondence of today is not in good faith.

While the depositions of your clients cannot proceed Monday, November 9, 2015 due to your obstructionist tactics, we will be moving the Southern District on an expedited basis to enforce the subpoenas, including the one for Tina Bennett which call for document production and testimony on the following day, November 10, 2015. Once filed, we will provide the pleadings to you and the other counsel of record.

In the meantime, all counsel should let me know if they consent to our motion to compel video-conference depositions so we can represent this to the federal court. Please let me know in the next few hours, as we are hoping to file today.

Govern yourself accordingly.

Larry Klayman

EXHIBIT G

Kevin Marino

From: Larry Klayman <leklayman@gmail.com>
Sent: Friday, November 06, 2015 6:43 PM
To: Kevin Marino
Cc: Dina James; Naveed Mahboohian
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

Since you have reneged on our proposed attempt to reach an accomodation and as we reserved all rights as I suspected that the Defendants counsel would intervene and dissuade you not to be cooperative and your client has not objected timely to the subpoena duces tecum that was properly and duly served on her and has waived any belated objections, we will require full production of documents and related testimony.

Have a nice weekend.

Larry Klayman

On Nov 6, 2015 3:29 PM, "Kevin Marino" <kmarino@khmarino.com<mailto:kmarino@khmarino.com>> wrote:

Larry,

I am sorry but we cannot consent to produce Ms. Bennett for a videoconference deposition on Tuesday. While we are attempting to gather the documents you have agreed to accept in lieu of the 23 items requested in Attachment A to your subpoena—that is, documents “concerning the reasons why Simon & Schuster did not and/or refused to publish . . . Pay Any Price”—I cannot imagine you will be able to identify and forward to me the exhibits you plan to use in examining Ms. Bennett on Tuesday. In all events, Ms. Bennett’s deposition should await resolution of your motion to enforce the subpoena. Kindly copy me on that motion when it is filed.

Thanks,

Kevin

From: Larry Klayman [mailto:leklayman@gmail.com <<mailto:leklayman@gmail.com>>]
Sent: Friday, November 06, 2015 2:33 PM
To: andrew.nieh@cbs.com <<mailto:andrew.nieh@cbs.com>>
Cc: Handman, Laura <laurahandman@dwt.com <<mailto:laurahandman@dwt.com>>>;
Brian.Toth@hklaw.com <<mailto:Brian.Toth@hklaw.com>>; Ratner, Micah
<MicahRatner@dwt.com <<mailto:MicahRatner@dwt.com>>>; <Sandy.Bohrer@hklaw.com
<<mailto:Sandy.Bohrer@hklaw.com>>> <Sandy.Bohrer@hklaw.com
<<mailto:Sandy.Bohrer@hklaw.com>>>; Kevin Marino <kmarino@khmarino.com
<<mailto:kmarino@khmarino.com>>>; Dina James <daj142182@gmail.com
<<mailto:daj142182@gmail.com>>>
Subject: Simon and Shuster and Painton Depositions and Tina Bennett

Your last correspondence of today is not in good faith.

While the depositions of your clients cannot proceed Monday, November 9, 2015 due to your obstructionist tactics, we will be moving the Southern District on an expedited basis to enforce the subpoenas, including the one for Tina Bennett which call for document production and testimony on the following day, November 10, 2015. Once filed, we will provide the pleadings to you and the other counsel of record.

In the meantime, all counsel should let me know if they consent to our motion to compel video-conference depositions so we can represent this to the federal court. Please let me know in the next few hours, as we are hoping to file today.

Govern yourself accordingly.

Larry Klayman

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EXHIBIT H

Kevin Marino

From: Kevin Marino
Sent: Saturday, November 07, 2015 2:53 PM
To: 'Larry Klayman'; andrew.nieh@cbs.com
Cc: Handman, Laura; Brian.Toth@hklaw.com; Ratner, Micah; <Sandy.Bohrer@hklaw.com>; Dina James; John Boyle
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

Larry,

As you know, we represent Tina Bennett in this matter. I left a message for you this morning but, having not heard back from you, I thought it wise to convey my position with respect to your subpoena for testimony and documents from Ms. Bennett via email. Specifically, I write to make certain that you understand that, in light of (a) your cancellation of the Simon & Shuster and Painton depositions (scheduled for Monday); (b) your threatened motion to enforce your subpoenas for those depositions and that of Ms. Bennett (scheduled for Tuesday); (c) your failure to provide me with the exhibits you intend to use at Ms. Bennett's deposition; and (d) your statement—despite agreeing that you would withdraw your 23-item document request in favor of a request that Ms. Bennett provide you with testimony and documents “concerning the reasons why Simon & Schuster did not and/or refused to publish . . . Pay Any Price”—that you were acting “with full reservation of all rights” (apparently so that you can compel Ms. Bennett's deposition and documents at a later date if you so choose), we will not produce Ms. Bennett for her deposition on Tuesday or provide you with any documents responsive to your subpoena pending an order of the court. Rather, we will await your motion to compel, will oppose that motion when we receive it, and will abide whatever order the court enters with respect to that motion.

Please understand that Ms. Bennett has no intention of disregarding any lawful order of the court, including an order compelling her deposition and production of documents. To the contrary, it has been and remains her intention to cooperate with you in every way. But given the dispute that has arisen with respect to your subpoena and that for the related S & S and Painton depositions, we think it prudent to await resolution of that dispute before producing Ms. Bennett for deposition or providing you with any documents in response to your subpoena.

If you have any questions, please call me. Thank you for your attention to this matter.

Best,

Kevin

From: Larry Klayman [mailto:leklayman@gmail.com]
Sent: Friday, November 06, 2015 2:33 PM
To: andrew.nieh@cbs.com
Cc: Handman, Laura <laurahandman@dwt.com>; Brian.Toth@hklaw.com; Ratner, Micah <MicahRatner@dwt.com>; <Sandy.Bohrer@hklaw.com> <Sandy.Bohrer@hklaw.com>; Kevin Marino <kmarino@khmarino.com>; Dina James <daj142182@gmail.com>
Subject: Simon and Shuster and Painton Depositions and Tina Bennett

Your last correspondence of today is not in good faith.

While the depositions of your clients cannot proceed Monday, November 9, 2015 due to your obstructionist tactics, we will be moving the Southern District on an expedited basis to enforce the subpoenas, including the one for Tina Bennett which call for document production and testimony on the following day, November 10, 2015. Once filed, we will provide the pleadings to you and the other counsel of record.

In the meantime, all counsel should let me know if they consent to our motion to compel video-conference depositions so we can represent this to the federal court. Please let me know in the next few hours, as we are hoping to file today.

Govern yourself accordingly.

Larry Klayman

EXHIBIT I

Kevin Marino

From: Larry Klayman <leklayman@gmail.com>
Sent: Saturday, November 07, 2015 3:19 PM
To: Kevin Marino
Cc: John Boyle; Ratner, Micah; <Sandy.Bohrer@hklaw.com>; andrew.nieh@cbs.com; Dina James; Brian.Toth@hklaw.com; Handman, Laura
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

We did not cancel any depositions. Simon and Shuster and Painton refused to appear and obey the subpoenas. Your client has waived any objections. I will respond in more detail later. Your email is not in good faith.

On Nov 7, 2015 11:53 AM, "Kevin Marino" <kmarino@khmarino.com<mailto:kmarino@khmarino.com>> wrote:

Larry,

As you know, we represent Tina Bennett in this matter. I left a message for you this morning but, having not heard back from you, I thought it wise to convey my position with respect to your subpoena for testimony and documents from Ms. Bennett via email. Specifically, I write to make certain that you understand that, in light of (a) your cancellation of the Simon & Shuster and Painton depositions (scheduled for Monday); (b) your threatened motion to enforce your subpoenas for those depositions and that of Ms. Bennett (scheduled for Tuesday); (c) your failure to provide me with the exhibits you intend to use at Ms. Bennett's deposition; and (d) your statement—despite agreeing that you would withdraw your 23-item document request in favor of a request that Ms. Bennett provide you with testimony and documents “concerning the reasons why Simon & Schuster did not and/or refused to publish . . . Pay Any Price”—that you were acting “with full reservation of all rights” (apparently so that you can compel Ms. Bennett’s deposition and documents at a later date if you so choose), we will not produce Ms. Bennett for her deposition on Tuesday or provide you with any documents responsive to your subpoena pending an order of the court. Rather, we will await your motion to compel, will oppose that motion when we receive it, and will abide whatever order the court enters with respect to that motion.

Please understand that Ms. Bennett has no intention of disregarding any lawful order of the court, including an order compelling her deposition and production of documents. To the contrary, it has been and remains her intention to cooperate with you in every way. But given the dispute that has arisen with respect to your subpoena and that for the related S & S and Painton depositions, we think it prudent to await resolution of that dispute before producing Ms. Bennett for deposition or providing you with any documents in response to your subpoena.

If you have any questions, please call me. Thank you for your attention to this matter.

Best,

Kevin

From: Larry Klayman [mailto:leklayman@gmail.com <<mailto:leklayman@gmail.com>>]
Sent: Friday, November 06, 2015 2:33 PM
To: andrew.nieh@cbs.com <<mailto:andrew.nieh@cbs.com>>
Cc: Handman, Laura <laurahandman@dwt.com <<mailto:laurahandman@dwt.com>>>;
Brian.Toth@hklaw.com <<mailto:Brian.Toth@hklaw.com>> ; Ratner, Micah
<MicahRatner@dwt.com <<mailto:MicahRatner@dwt.com>>>; <Sandy.Bohrer@hklaw.com
<<mailto:Sandy.Bohrer@hklaw.com>>> <Sandy.Bohrer@hklaw.com
<<mailto:Sandy.Bohrer@hklaw.com>>>; Kevin Marino <kmarino@khmarino.com
<<mailto:kmarino@khmarino.com>>>; Dina James <daj142182@gmail.com
<<mailto:daj142182@gmail.com>>>
Subject: Simon and Shuster and Painton Depositions and Tina Bennett

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Thank you.

EXHIBIT J

Kevin Marino

From: Kevin Marino
Sent: Saturday, November 07, 2015 3:22 PM
To: 'Larry Klayman'
Cc: John Boyle; Ratner, Micah; <Sandy.Bohrer@hklaw.com>; andrew.nieh@cbs.com; Dina James; Brian.Toth@hklaw.com; Handman, Laura
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

Dear Mr. Klayman,

To my understanding, a waiver is the intentional relinquishment of a known right. Please be advised that Ms. Bennett has not waived her objection to your subpoena, which I do not believe was served in accordance with the applicable rules of court. My position stands as stated in my email of approximately thirty minutes ago. I am happy to discuss this by phone if you care to do so.

Thanks,

KHM

From: Larry Klayman [mailto:leklayman@gmail.com]
Sent: Saturday, November 07, 2015 3:19 PM
To: Kevin Marino <kmarino@khmarino.com>
Cc: John Boyle <jboyle@khmarino.com>; Ratner, Micah <MicahRatner@dwt.com>; <Sandy.Bohrer@hklaw.com> <Sandy.Bohrer@hklaw.com>; andrew.nieh@cbs.com; Dina James <daj142182@gmail.com>; Brian.Toth@hklaw.com; Handman, Laura <laurahandman@dwt.com>
Subject: RE: Simon and Shuster and Painton Depositions and Tina Bennett

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<MicahRatner@dwt.com <mailto:MicahRatner@dwt.com>>; <Sandy.Bohrer@hklaw.com
<mailto:Sandy.Bohrer@hklaw.com>> <mailto:Sandy.Bohrer@hklaw.com>>; Kevin Marino <kmarino@khmarino.com
<mailto:kmarino@khmarino.com>>; Dina James <daj142182@gmail.com
<mailto:daj142182@gmail.com>>
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Subject: Re: Simon and Shuster and Painton Depositions and Tina Bennett

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Kevin H. Marino, Esq.

Marino, Tortorella & Boyle, P.C.

437 Southern Boulevard

Chatham, NJ 07928-1488

Phone: 973-824-9300

Fax: 973-824-8425

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EXHIBIT M

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Sent: Saturday, November 07, 2015 4:12 PM
To: Kevin Marino
Cc: John Boyle; Ratner, Micah; <Sandy.Bohrer@hklaw.com>; andrew.nieh@cbs.com; Dina James; Brian.Toth@hklaw.com; Handman, Laura
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